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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92052415
Party	Defendant Jeffrey Hawkins
Correspondence Address	JEFFREY HAWKINS 44 OSBOURNE AVENUE NEW PROVIDENCE, NJ 07974 UNITED STATES
Submission	Answer
Filer's Name	Vanessa A. Ignacio, Esq.
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Signature	/Vanessa A. Ignacio/
Date	07/27/2010
Attachments	NATURE'S PATH (Answer to Petition to Cancel).pdf (3 pages)(65442 bytes)

LOWENSTEIN SANDLER PC 65 Livingston Avenue Roseland, New Jersey 07068 (973) 597-2500

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Jeffrey Hawkins

Registration No.: 3,112,121

For the Mark: NATURE'S PATH

Registered on: July 4, 2006

NATURE'S PATH FOODS INC.,

Petitioner,

v.

Cancellation No. 92052415

JEFFREY HAWKINS,

Registrant-Respondent.

Assistant Commissioner for Trademarks 2900 Crystal Drive Arlington, VA 22202-3513

BOX TTAB - NO FEE

ANSWER TO PETITION TO CANCEL AND AFFIRMATIVE DEFENSES

Respondent JEFFREY HAWKINS, an individual, registrant and owner of Registration No. **3,112,121**, by and through his counsel, answers the Petition of Nature's Path Foods, Inc. to cancel the Registration as follows:

1. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 1 and on that basis denies the allegations and leaves Petitioner to its proofs.

2. Respondent admits that it is the registrant and owner of Registration No.

3,112,121 for NATURE'S PATH

3. Denied.

4. Applicant avers that the allegations set forth in paragraph 4 of the

Opposition are legal conclusions to which no response is required. To the extent a response is

required, Applicant denies the allegations.

AFFIRMATIVE DEFENSES

Respondent reserves the right to amend this pleading to assert any affirmative

defense that it may learn of during the discovery period.

WHEREFORE, Respondent hereby requests that Petitioner's Petition to Cancel

Registration No. 3,112,121 be dismissed with prejudice.

Respectfully submitted,

By:

/Vanessa A. Ignacio/

Vanessa A. Ignacio, Esq.

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Dated: July 27, 2010

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Answer to Petition to Cancel and Affirmative Defenses was served on Petitioner's Counsel, this 27th day of July, 2010, by sending same via first-class mail, postage prepaid to:

Thomas M. Galgano, Esq. Galgano & Associates, PLLC 20 West Park Avenue, Suite 204 Long Beach, NY 11561

> By: /Vanessa A. Ignacio/ Vanessa A. Ignacio, Esq.

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